

**FILED**  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D.N.Y.

★ SEP 13 2010 ★

United States District Court  
Eastern District of New York  
Case No. 09-cv-5735(RJD)(LB)

DEBORAH SCROGGINS **BROOKLYN OFFICE**

Plaintiff,

V

**NOTICE OF MOTION**

RENEE SCROGGINS  
VALERIE JEAN SCROGGINS  
SOUL JAZZ RECORDS, LTD/UNIVERSAL SOUND  
Defendants

To

Please take notice that on April 22<sup>nd</sup>, 2010 at 2:30 PM  
Before Magistrate Lois Bloom, Judge of the District Court, in Room 11 A located at  
225 Cadman Plaza East, Brooklyn, New York 11201

I will ask the court for an order as follows:

**MOTION TO DISMISS**

Deborah Scroggins requested an extension on two separate occasions, which were dated July 1<sup>st</sup>, 2010 and July 26<sup>th</sup>, 2010. The reason for the extensions, she stated, was because she needed more time to prepare three different oppositions. Although Deborah Scroggins' requests for two extensions were granted, she still has not responded to my original letter dated May 24<sup>th</sup>, 2010. Therefore, I, Valerie Scroggins, am asking the court for a motion to dismiss for the following reasons:

1. Deborah Scroggins never answered the original motion to dismiss.
2. For the reasons mentioned in the previous motion to dismiss dated May 24<sup>th</sup>, 2010, which is attached to this documentation.

Also, I am attaching the following document(s) that support my request:

**ORIGINAL NOTICE OF MOTION and ORIGINAL AFFIDAVIT OF VALERIE SCROGGINS  
IN SUPPORT OF MOTION TO DISMISS**

Signature Valerie Scroggins  
Street Address: P.O. Box 1246  
City/State/Zip: BLAKELEE PA 18610  
Telephone: (717) 292-0909

Subscribed and sworn to before me this 3 day of SEPT, 2010.

Anne Marie Wall  
Notary Public/Deputy Clerk

COMMONWEALTH OF PENNSYLVANIA  
Notarial Seal  
Anne Marie Wall, Notary Public  
Tunkhannock Twp., Monroe County  
My Commission Expires Feb. 19, 2013  
Member, Pennsylvania Association of Notaries

STATE OF PA )  
COUNTY OF monroe )

United States District Court  
Eastern District of New York  
Case No. 09-cv-5735(RJD)(LB)

DEBORAH SCROGGINS

Plaintiff,

v

**NOTICE OF MOTION**

RENEE SCROGGINS  
VALERIE JEAN SCROGGINS  
SOUL JAZZ RECORDS, LTD/UNIVERSAL SOUND  
Defendants

To

Please take notice that on April 22<sup>nd</sup>, 2010 at 2:30 PM  
Before Magistrate Lois Bloom, Judge of the District Court, in Room 11 A located at  
225 Cadman Plaza East, Brooklyn, New York 11201

I will ask the court for an order as follows:

**MOTION TO DISMISS**

I, Valerie Scroggins, am asking the court for a motion to dismiss me from the case because I was never responsible for any of the contractual and/or financial negotiations pertaining to Emerald, Sapphire, and Gold (E.S.G.).

I am attaching the following document(s) that support my request:

**AFFIDAVIT OF VALERIE SCROGGINS IN SUPPORT OF MOTION TO DISMISS**

Signature Valerie Scroggins  
Street Address: P.O. BOX 1246  
City/State/Zip: BLAKELEY PA 18616  
Telephone: (570) 643-5383

Subscribed and sworn to before me this 24th day of May, 2010.

Kristin Hollingsworth  
Notary Public/Deputy Clerk **COMMONWEALTH OF PENNSYLVANIA**

**NOTARIAL SEAL**  
KRISTIN HOLLINGSWORTH, NOTARY PUBLIC  
MT. POCONO BORO, MONROE CTY.  
MY COMMISSION EXPIRES NOV. 18, 2013

**AFFIDAVIT OF VALERIE SCROGGINS IN SUPPORT OF MOTION TO DISMISS**

The undersigned, being first duly sworn, deposes and says:

For the Case 09-cv-5735(RJD)(LB), I, Valerie Scroggins, am requesting a motion to be removed from the case.

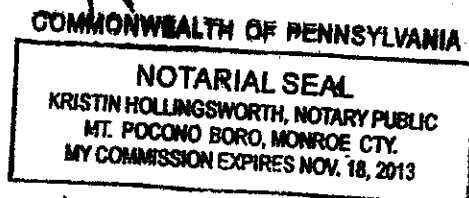
1. In Deborah Scroggins' Statement of Claim, she repeatedly wrote that it was Renee Scroggins, not I, which she had confronted regarding supposed monies due. In Paragraph 2, lines 8-13, by her own admission, Deborah wrote, "...Renee had took on all representation for Valerie for her share of royalties. Renee was the leader of the group and every time I'd ask her, where was the money that was owed to me over the years, she'll make up some excuse as to why I never gotten paid."
2. Renee, since the inception of Emerald, Sapphire, and Gold (E.S.G.) has been the only one in charge of all contracts (to include any monetary payments to the band), any and all negotiations, and any and all decisions regarding E.S.G. As indicated by Deborah in paragraph 3, lines 33-35 and in paragraph 4, lines 7-10, consecutively, "...he eventually emailed me the paperwork for the sync licenses and my sis Renee was listed as sole writer...Soul Jazz Records rep Angela Scott acted as their agent who negotiated the deal for my sis Renee. Renee was the only one listed as sole writer. I had told Library of Congress (LOC) about my dealings with my sisters, Renee in particular..."
3. Once again, by Deborah's own admission, she references in paragraph 4, lines 1-5 how negotiations were between her and Renee, "My sister Renee had since contacted me in late 2007/08 and told me she wanted to work things out and I thought we would finally work this out...But Renee came with her same old silly games and made up stories to get sympathy for her."

Based on the above references, I am requesting to be removed from the case since Deborah's apparent focal point is the supposed dealings between her and Renee.

I, Valerie Scroggins, declare under penalty of perjury that the foregoing is true and correct.

This affidavit was executed by me on May 24th, 2010.

STATE OF PA  
COUNTY OF Monroe



I certify that Valerie Scroggins who ☐ is personally known to me to be the person whose name is subscribed to the foregoing instrument ☒ produced DL# 27351742 as identification, personally appeared before me on 5-24-2010 and ☐ acknowledged the execution of the foregoing instrument.